

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Letters Patent of:
Akira Nishiyama et al.

Patent No.: RE39,333

Issued: October 10, 2006

For: PROCESSES FOR THE PREPARATION OF 5-
HYDROXY-3-OXOPENTANOIC ACID
DERIVATIVES

**REQUEST FOR CERTIFICATE OF CORRECTION
PURSUANT TO 37 CFR 1.322**

Attention: Certificate of Correction Branch
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Upon reviewing the above-identified patent, Patentee noted typographical errors which should be corrected.

In the Claims:

In Claim 1, at column 14, line 9, "aralkyl group of 7 to 1:2 carbon atoms; and R² represents" should read -- aralkyl group of 7 to 12 carbon atoms; and R² represents --.

In Claim 1, at column 14, line 10, "any of hydrogen, an alkyl, group or 1 to 12 carbon atoms" should read -- any of hydrogen, an alkyl group or 1 to 12 carbon atoms --.

In Claim 1, at column 14, line 16, "substituent, a cyano group, a carboxy group and an alkoxy-" should read -- substituent, a cyano group, a carboxyl group and an alkoxy- --.

In Claim 6, at column 15, line 48, "with a Grignard reagent of the, following formula (V):" should read -- with a Grignard reagent of the following formula (V): --.

In Claim 6, at column 15, line 56, "to prepare a mixture of a compound off the following" should read -- to prepare a mixture of a compound of the following --.

In Claim 6, at column 16, line 1, "group of 2 to 12 carbon t atoms which may have a" should read -- group of 2 to 12 carbon atoms which may have a --.

In Claim 6, at column 16, line 24, "C. to conduct reaction" should read -- C to conduct reaction--.

In Claim 8, at column 16, line 28, "The process aces riling to claim 6" should read -- The process according to claim 6--.

In Claim 10, at column 17, line 16, "to 12 carbon atoms which may (have a substituent, an" should read -- to 12 carbon atoms which may have a substituent, an --.

In Claim 11, at column 17, line 28, "represents an iso propyl group." Should read -- represents an isopropyl group--.

The errors were not in the application as filed by applicant; accordingly no fee is required.

Transmitted herewith is a proposed Certificate of Correction effecting such amendment. Patentee respectfully solicits the granting of the requested Certificate of Correction. Please note that this Certificate of Correction is a substitute for the Certificate of Correction filed on November 13, 2007, but not acted upon by the USPTO.

Applicant believes no fee is due with this request. However, if a fee is due, please charge our Deposit Account No. 22-0185, under Order No. 21581-00240-US1 from which the undersigned is authorized to draw.

Dated: July 11, 2008

Respectfully submitted,

By/Burton A Amernick/

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PATENT NO. : RE39, 333
APPLICATION NO. : 10/705,665
ISSUE DATE : October 10, 2006
INVENTOR(S) : Akira Nishiyama et al.

It is certified that an error appears or errors appear in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

In Claim 1, at column 14, line 9, "aralkyl group of 7 to 1:2 carbon atoms; and R² represents" should read -- aralkyl group of 7 to 12 carbon atoms; and R² represents --.

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